

NICHOLAS A. TRUTANICH  
United States Attorney  
District of Nevada  
Nevada Bar Number: 13644  
BRETT RUFF  
Assistant United States Attorney  
United States Attorney's Office  
501 Las Vegas Boulevard South, Suite 1100  
Las Vegas, Nevada 89101  
702-388-6336

UNITED STATES DISTRICT COURT  
District of Nevada

UNITED STATES OF AMERICA,	)	Case No. 2:20-CR-00029-RFB-BNW
	)	
Plaintiff,	)	
	)	
v.	)	AMENDED PETITION FOR ACTION
	)	ON CONDITIONS OF
DEMETRIUS WARE,	)	<u>PRETRIAL RELEASE</u>
	)	
Defendant.	)	

Attached hereto and expressly incorporated herein is an Amended Petition for Action on Conditions of Pretrial Release concerning the above-named defendant prepared by Emily McKillip, U. S. Pretrial Services Officer. I have reviewed that Petition and believe there is sufficient credible evidence which can be presented to the Court to prove the conduct alleged, and I concur in the recommended action requested of the Court. I did not learn about the referenced June 20, 2020 arrest until today.

Dated this 23<sup>rd</sup> day of June, 2020.

NICHOLAS A. TRUTANICH  
United States Attorney

By /S/

BRETT RUFF  
Assistant U. S. Attorney

PS 8  
(Revised 12/04)

**UNITED STATES DISTRICT COURT  
for the  
DISTRICT OF NEVADA**

U.S.A. vs. DEMETRIUS WARE

Docket No. 2:20-cr-00029-RFB-BNW

**AMENDED Petition for Action on Conditions of Pretrial Release**

COMES NOW EMILY McKILLIP, U.S. PRETRIAL SERVICES OFFICER, presenting an official report upon the conduct of defendant Demetrius Ware. The defendant made his initial appearance before U.S. Magistrate Judge Brenda Weksler on February 21, 2020, and was released on a personal recognizance bond with the following conditions of release:

1. The defendant shall report to U.S. Pretrial Services for supervision.
2. The defendant shall satisfy all outstanding warrants within 90 days and provide verification to Pretrial Services or the supervising officer.
3. The defendant shall abide by the following restrictions on personal association, place of abode, or travel: Travel is restricted to State of NV.
4. The defendant may travel to California for the purpose of satisfying his outstanding warrants only.
5. The defendant shall maintain current residence and may not move prior to obtaining permission from the Court, Pretrial Services or the supervising officer.
6. The defendant shall maintain or actively seek lawful and verifiable employment and notify Pretrial Services or the supervising officer prior to any change.
7. The defendant shall avoid all contact directly or indirectly with any person who is or may become a victim or potential witness in the investigation or prosecution. The defendant shall stay away from Harmon Elementary School located at 5351 Hillsboro Lane Las Vegas, Nevada 89120.
8. The defendant shall refrain from possessing a firearm, destructive device, or other dangerous weapons.
9. The defendant shall submit to any testing required by Pretrial Services or the supervising officer to determine whether the defendant is using a prohibited substance. Any testing may be used with random frequency and may include urine testing, the wearing of a sweat patch, a remote alcohol testing system and/or any form of prohibited substance screening or testing. The defendant shall refrain from obstructing or attempting to obstruct or tamper, in any fashion, with the efficiency and accuracy of any prohibited substance testing or monitoring which is/are required as a condition of release.
10. The defendant shall pay all or part of the cost of the testing program based upon his/her ability to pay as Pretrial Services or the supervising officer determines.
11. The defendant shall refrain from use or unlawful possession of a narcotic drug or other controlled substances defined in 21 U.S.C. § 802, unless prescribed by a licensed medical practitioner.

12. The defendant shall not be in the presence of anyone using or possessing a narcotic drug or other controlled substances.
13. The defendant shall undergo medical or psychiatric treatment.
14. The defendant shall submit to a mental health evaluation as directed by Pretrial Services or the supervising officer.
15. The defendant shall pay all or part of the cost of the medical or psychiatric treatment program or evaluation based upon his/her ability to pay as determined by Pretrial Services or the supervising officer.

On April 1, 2020, Judge Weksler modified the defendant's conditions of release to include the following:

1. The defendant shall participate in a program of inpatient or outpatient substance abuse therapy and counseling and shall pay all or part of the cost of the program based upon his ability to pay as determined by Pretrial Services or the supervising officer.

**Respectfully presenting petition for action of Court and for cause as follows:**

1. On May 2, 2020, the defendant was arrested by the Henderson Police Department (HPD) for Own or Possess Firearm by Prohibited Person, felony.
2. On May 2, 2020, the defendant was allegedly in possession of a firearm.
3. The defendant failed to report law enforcement contact to Pretrial Services as instructed.
4. The defendant was untruthful on his May 15, 2020, telephonic check-in.

**PRAYING THAT THE COURT WILL AMEND THE PETITION DATED JUNE 10, 2020, TO INCLUDE:**

1. On June 20, 2020, the defendant was arrested by the Las Vegas Metropolitan Police Department (LVMPD) for Obstructing/False Information to Police Officer, misdemeanor. On June 22, 2020, he was found guilty of this offense and sentenced to 45 days custody.

**AND ORDER A WARRANT BE ISSUED BASED UPON THE INFORMATION OUTLINED ABOVE. FURTHER, THAT A HEARING BE HELD TO SHOW CAUSE WHY PRETRIAL RELEASE SHOULD NOT BE REVOKED.**

ORDER OF COURT

Considered and ordered this 23<sup>rd</sup> day of June, 2020 and ordered filed and made a part of the records in the above case.



Honorable Brenda Weksler  
U.S. Magistrate Judge

I declare under penalty of perjury that the information herein is true and correct.  
Executed on this 23<sup>rd</sup> day of June, 2020.

Respectfully Submitted,



Emily McKillip *SPB*  
U.S. Pretrial Services Officer  
Place: Las Vegas, Nevada